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 8 VARIAN MEDICAL SYSTEMS, INC.

9  
 10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

13 UNIVERSITY OF PITTSBURGH OF THE  
 14 COMMONWEALTH SYSTEM OF HIGHER  
 15 EDUCATION d/b/a UNIVERSITY OF  
 PITTSBURGH, a Pennsylvania non-profit  
 corporation (educational),

16 Plaintiff,

17 v.

18 VARIAN MEDICAL SYSTEMS, INC., a  
 19 Delaware corporation,

20 Defendant.

Case No. CV 08-02973 MMC

**[PROPOSED] ORDER GRANTING  
 STIPULATED REQUEST FOR  
 ORDER SHORTENING TIME RE:  
 MOTION TO TRANSFER ACTION  
 TO U.S. DISTRICT COURT FOR  
 WESTERN DISTRICT OF  
 PENNSYLVANIA [Civil L.R. 6-2]**

**Filed Electronically**

1           Upon consideration of the parties' Stipulated Request for Order Shortening Time Re:  
2           Motion to Transfer Action to U.S. District Court for Western District of Pennsylvania, IT IS  
3           HEREBY ORDERED that the request is GRANTED and the following schedule shall apply to  
4           Varian's Motion to Transfer Action to U.S. District Court for Western District of Pennsylvania,  
5           filed on June 27, 2008, despite the fact that Varian filed a Sealed Declaration of Matthew H.  
6           Poppe in support of the motion on July 2, 2008:

7 1. UPitt shall have through and including July 11, 2008, within which to file its

## 8 | Opposition to the Motion to Transfer;

9 2. Varian shall have through and including July 18, 2008 to file its Reply; and

10           3.     The hearing on the Motion to Transfer shall remain noticed for August 1, 2008 at  
11           9:00 a.m. as set forth in the Notice of Motion associated with the Motion to Transfer.

12 IT IS SO ORDERED.

14 | Dated: July , 2008

UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

3 I hereby certify that a true and correct copy of the [PROPOSED] ORDER GRANTING  
4 STIPULATED REQUEST FOR ORDER SHORTENING TIME RE: MOTION TO  
5 TRANSFER ACTION TO U.S. DISTRICT COURT FOR WESTERN DISTRICT OF  
6 PENNSYLVANIA [Civil L.R. 6-2] was served upon the University of Pittsburgh, through its  
7 counsel, via:

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Dated: July 3, 2008

/s/ Zheng Liu  
Zheng Liu